

85<sup>th</sup> Legislative Session – 2010

Committee: House Commerce

Monday, February 01, 2010

P - Present  
E - Excused  
A - Absent

Roll Call

P Blake  
P Conzet  
P Fargen  
P Greenfield  
P Jensen  
P Kirschman  
P Krebs  
P Novstrup (David)  
P Nygaard  
P Pitts  
P Solberg  
P Solum, Vice-Chair  
P Rounds, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chair Rounds.

MOTION: TO APPROVE THE MINUTES OF JANUARY 27, 2010

Moved by: Krebs  
Second by: Greenfield  
Action: Prevailed by voice vote.

HB 1004: extend dram shop protection to certain alcoholic beverage licensees.

Presented by: Senator Ryan Maher  
Proponents: Tim Dougherty, SD Retail Liquor Dealers Association  
Ron Olinger, SD Retailers Association  
Dawna Leitzke, SD Petroleum & Propane Marketers Association

Larry Mann, Video Lottery Establishments

THE CHAIR DEFERRED HB 1004 UNTIL FEBRUARY 3, 2010 MEETING

HB 1118: revise certain provisions regarding fees for health services provided to South Dakota injured workers treated by out-of-state medical providers.

Presented by: Representative Roger Solum

Proponents: Myron Rau, Dakota Truck Underwriters  
Mike Shaw, Property and Casualty Insurance  
Dick Tieszen, SD Associated School Boards  
Paul Aylward, Public Employees Union, SD Afscme 59  
Shawn Lyons, SD Retailers Association  
James Marsh, Department of Labor  
Deb Mortenson, Associated General Contractors of SD, Incorporated.

MOTION: DO PASS HB 1118

Moved by: Greenfield

Second by: Fargen

Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Blake, Conzet, Fargen, Greenfield, Jensen, Kirschman, Krebs, Novstrup (David), Nygaard, Pitts, Solberg, Solum, Rounds

MOTION: PLACE HB 1118 ON CONSENT CALENDAR

Moved by: Fargen

Second by: Nygaard

Action: Prevailed by voice vote.

Chair passed gavel to Vice Chair

HB 1089: clarify permissible insurance policy provisions.

Presented by: Representative Tim Rounds

Proponents: Mike Shaw, Property Casualty Insurance Association of America  
Dick Tieszen, State Farm Insurance  
Randy Moses, Division of Insurance

MOTION: DO PASS HB 1089

Moved by: Nygaard  
Second by: Krebs  
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Blake, Conzet, Fargen, Greenfield, Jensen, Kirschman, Krebs, Novstrup (David), Nygaard, Pitts, Solberg, Solum, Rounds

**MOTION:** PLACE HB 1089 ON CONSENT CALENDAR

Moved by: Greenfield  
Second by: Krebs  
Action: Prevailed by voice vote.

HB 1147: permit townships to provide certain health, life, and disability income insurance benefits.

Presented by: Representative Tim Rounds  
Proponents: Gail Brock, SD Association of Towns and Townships  
Randy Moses, Division of Insurance

**MOTION:** AMEND HB 1147

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On page 1, line 7, of the printed bill, after "plan" insert "permitted by law to be offered in this state".

Moved by: Rounds  
Second by: Greenfield  
Action: Prevailed by voice vote.

**MOTION:** DO PASS HB 1147 AS AMENDED

Moved by: Pitts  
Second by: Nygaard  
Action: Prevailed by roll call vote. (11-2-0-0)

Voting Yes: Blake, Conzet, Fargen, Jensen, Kirschman, Krebs, Nygaard, Pitts, Solberg, Solum, Rounds

Voting No: Greenfield, Novstrup (David)

MOTION: ADJOURN

Moved by: Conzet

Second by: Fargen

Action: Prevailed by voice vote.

Diane Mellan  
Committee Secretary

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Roger Solum, Vice Chair